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Docket No. 3024.PHM

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of Bednarz et, al.

Şerial No.: 10/791,540

Filed: 2 March 2004

For: Hard Capsules

Group Art Unit: 1635

Examiner: Unknown

## INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. 1.97

Commissioner for Patents Alexandria, Virginia 22313-1450

SIR:

In compliance with Applicants' duty of disclosure under 37 C.F.R. 1.56, and in accordance with 37 C.F.R. 1.98, Applicants' direct the Examiner's attention to the publications listed on the PTO #1449 form which is being submitted herewith. Copies of all publications listed on the #1449 form are being submitted herewith.

In the event that a first Office Action has already issued and is crossing in the mail with this information, please consider the information and charge the \$180.00 fee under 37 C.F.R. § 1.17p to Deposit Account No. 14-0455. Please charge any additional fees or credit overpayment to Deposit Account No. 14-0455. Triplicate copies of this letter are enclosed.

The disclosure of the above references does not constitute an admission that they are relevant or material to the claims or are "prior art" to the subject application. The citation of them is not to be construed as a representation that no better art exists or that a search has been made; they are cited merely as constituting collectively the closest art of which applicants are aware.

Respectfully, submitted,

Karen Kaiser Reg. No. 33,506

Attorney for Applicant(s) Tel. 908-575-6152

National Starch and Chemical 10 Finderne Avenue Bridgewater, New Jersey 08807-0500

June 7, 2005 #3024 JUN 1 0 2005 ES

PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031
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Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/791.540 TRANSMITTAL Filing Date 2 March 2004 First Named Inventor **FORM** Bednarz et, al. Art Unit 1635 **Examiner Name** Unknown (to be used for all correspondence after initial filing Attorney Docket Number 3024.PHM Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final **Provisional Application** Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify **Terminal Disclaimer Extension of Time Request** below): PTO-1449 (6 References enclosed) Request for Refund **Express Abandonment Request** CD. Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name National Starch and Chemical Company Signature Printed name Karen G. Kaiser Date Reg. No. 6/7/2005 33,506 **CERTIFICATE OF TRANSMISSION/MAILING** I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature uwan

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Sheet 1

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known					
Application Number	10/791,540				
Filing Date	02 March 2004				
First Named Inventor	Bednarz et, al.				
Art Unit	1635				
Examiner Name	Unknown				
Attorney Docket Number	3024 PHM				

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	-	Number-Kind Code <sup>2 (F known)</sup>	04444000	<b>.</b>	Tigures Appear
		<sup>US-</sup> 4,956,193	9/11/1990	Cais et, al.	
		<sup>US-</sup> 6,375,981	4/23/2002	Gilleland et, al.	
		<sup>US-</sup> 6,528,088	3/4/2003	Gilleland et, al.	
		<sup>US-</sup> 20030072731	4/17/2003	Gulian et, al.	
		<sup>US-</sup> 20040102328	5/27/2004	Johnson et, al.	
		<sup>US-</sup> 20040052839	3/18/2004	Archibald et, al.	
		<sup>US-</sup> 20040071808	4/15/2004	Peter et, al.	
		<sup>US-</sup> 20040105835	6/3/2004	Scott et, al.	
		<sup>US-</sup> 20050084516	4/21/2005	Ballard et, al.	
		<sup>US-</sup> 20050069579	4/31/2005	Kamaguchi et, al.	
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			IGN PATENT D	ocu	MENTS	-	
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date MM-DD-YYYY		Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	T-6
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				Or Relevant Figures Appear	
		WO0238132	5/16/200	)2	Celanese Ventur		
		JP20030551	2/26/2	<b>2</b> ∞3	TOYO CAPSULE KK	(Abstract Only)	
		EP1447082	8/18/200	)4	Morishita Jinta		
		EP1104652	6/16/200	)1	Societe des Pro		
		EP0404582	6/4/1994	1	Merck & Co. Inc		
		WO2003009832	2/6/2003	3	R.P. Scherer Ho		

Examiner	Date	
Signature	Considered	
-		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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